

IN THE DISTRICT COURT OF THE UNITED STATES  
FOR THE MIDDLE DISTRICT OF ALABAMA  
NORTHERN DIVISION

EARNEST LEE WALKER, JR., #255719, )

Plaintiff, )

v. )

CASE NO. 2:09-cv-788-ID  
[WO]

EUGENE REESE, *et al.*, )

Defendants. )

**ORDER**

The Magistrate Judge entered a Recommendation (Doc. #4) in this case to which no timely objections have been filed. After a review of the Recommendation, and after an independent review of the entire record, the Court believes that the Recommendation should be adopted. Accordingly, it is

ORDERED that the RECOMMENDATION (Doc. #4) of the Magistrate Judge is ADOPTED. It is further

ORDERED that this case is DISMISSED without prejudice due to Plaintiff's failure to pay the full filing fee upon the initiation of this case.

A separate judgment shall be entered.

Done this 28<sup>th</sup> day of September, 2009.

/s/ Ira DeMent  
SENIOR UNITED STATES DISTRICT JUDGE